

STATE OF KANSAS
KANSAS PHARMACY BOARD

**NOTICE OF PUBLIC HEARING ON PROPOSED AMENDMENTS AND ADOPTION
OF ADMINISTRATIVE REGULATIONS**

A public hearing will be conducted at 10:00 a.m. on the 13th day of September, 2006, at the Hayden Office Building, Conference Room, 212 W. 8th, Topeka, Kansas, to consider the proposed amendments to K.A.R. 68-1-1b, K.A.R. 68-1-1d, K.A.R. 68-1-1f, and K.A.R. 68-11-1, and the adoption of K.A.R. 68-1-1g as a permanent regulation of the Pharmacy Board.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed amendments to K.A.R. 68-1-1b, K.A.R. 68-1-1d, K.A.R. 68-1-1f, and K.A.R. 68-11-1, and the adoption of K.A.R. 68-1-1g. All parties may submit written comments prior to the hearing to the Executive Secretary of the Kansas Pharmacy Board, Debra Billingsley, Landon State Office Building, 900 SW Jackson, Room 560, Topeka, Kansas 66612-1231. All interested parties will be given a reasonable opportunity to present their views orally on the amendments to, and adoption of, the regulations during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request that each participant limit any oral presentation to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the regulation and economic impact statement in an accessible format. Requests for accommodation to participate in the hearing should be made at least five working days in advance of the hearing by contacting the Kansas Pharmacy Board, Landon State Office Building, 900 SW Jackson, Room 560, Topeka, Kansas 66612-1231, (785) 296-4056. Handicapped parking is located on the west and north sides of the building, and the north entrance to the building is accessible to individuals with disabilities.

K.A.R. 68-1-1b, K.A.R. 68-1-1d, K.A.R. 68-1-1f, and K.A.R. 68-11-1 are proposed for amendment. A summary of each proposed amendment is as follows:

K.A.R. 68-1-1b. Continuing education unit. This amendment eliminates unnecessary language in the regulation and clarifies the specific continuing education programs that the board shall and shall not consider for approval.

K.A.R. 68-1-1d. Approved schools. This amendment eliminates unnecessary language in the regulation.

K.A.R. 68-1-1f. Foreign graduates. This amendment eliminates unnecessary language in the regulation and specifies that each foreign applicant shall be required to meet one of the English language requirements for licensure under the pharmacy act.

K.A.R. 68-11-1. Fees for examination and licensure as a pharmacist. This amendment changes the reciprocal licensure fee that shall be paid to the Kansas board of pharmacy.

K.A.R. 68-1-1g is proposed for permanent adoption. A summary of the proposed regulation is as follows:

K.A.R. 68-1-1g. Internet-based TOEFL. This regulation identifies the minimum scores a foreign applicant shall be required to obtain on the internet-based TOEFL in order to meet one of the English language requirements for licensure under the pharmacy act.

Copies of the regulations and the economic impact statements may be obtained from the Kansas Pharmacy Board, Landon State Office Building, 900 SW Jackson, Room 560, Topeka, Kansas 66612-1231, (785) 296-4056, or by accessing the Board's website at <http://www.accesskansas.org/pharmacy/leg.html>.

Debra Billingsley
Executive Secretary

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ECONOMIC IMPACT STATEMENT

Pursuant to K.S.A. 77-416(b), the Kansas Pharmacy Board submits the following description of the economic impact of K.A.R. 68-1-1b:

1. This is an amendment to an existing regulation that eliminates unnecessary language in the regulation and clarifies the specific continuing education programs that the board shall and shall not consider for approval.
2. The proposed amendment is not mandated by federal law.
3. No new cost will be borne by pharmacists or others.
4. The Board is not aware of any less costly or less intrusive methods to achieve the stated purposed and thus none were considered.
5. This is not a proposed environmental regulation.

68-1-1b. Continuing educational unit. (a) Ten clock-hours of continuing education approved by the board shall constitute one continuing educational unit (C.E.U.). "Continuing education" is shall mean an organized and systematic education experience beyond basic preparation, ~~which~~ that is designed to achieve the following:

(1)(A) Increase knowledge, improve skills, or enhance the practice of pharmacy; or

(B) improve protection of the public health and welfare; and

(2) ~~to~~ ensure continued competence.

(b) Three C.E.U.s shall be required for renewal during each licensure period. Continuing education hours may be prorated for licensure periods that are less than biennial at a rate of .125 C.E.U.s per month.

(c)(1) ~~All~~ Each continuing education ~~programs~~ program recognized by the ~~American council on pharmaceutical education~~ accreditation council for pharmacy education (ACPE) shall be approved by the board.

(2) ~~All~~ Each continuing education ~~programs~~ program shall be ~~programs~~ a program of continuing education that has been approved by the board. Each continuing education ~~programs~~ program shall be submitted to the board at least 120 days in advance for consideration for approval. ~~Continuing~~ Except for continuing education programs recognized by the ACPE and approved by the board, continuing education ~~credit~~ programs shall not include in-service programs, on-the-job training, orientation for a job, an education program open to the general public, a cardiopulmonary resuscitation (CPR) course, a basic cardiac life support (BCLS) course, emergency or disaster training or direct experience at a healthcare facility under a code

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blue, or testing out of a course, medical school courses, and continuing medical education (CME) category 1 programs.

(3) Continuing education credit received from ~~other providers~~ any provider not recognized by the ACPE may be approved by the board after review and consideration of the following documentation submitted to the board by each licensee:

(1) (A) A copy of the certification of attendance of completion for the program, which shall include the program title, type of course or program, name of provider, and the number of continuing education units completed; and

(2) (B) a brief summary of the program stating the program's objectives and describing the relevance of the program to the practice of pharmacy.

(d) Attendance at a scheduled board meeting shall be accepted by the board for C.E.U. credit according to this schedule:

(1) 0.1 ~~C.E.U.s~~ C.E.U. for each two hours of attendance ~~of~~ at a scheduled board meeting; and

(2) a maximum of 0.8 ~~C.E.U.s~~ C.E.U. for a biennial licensing period.

(e) A licensee shall not be allowed to carry forward excess hours earned in one licensure period into the next licensure period. (Authorized by and implementing K.S.A. 65-1632, ~~as amended by 1997 SB 507, Sec. 4~~; effective, E-76-31, Aug. 11, 1975; effective May 1, 1976; amended May 1, 1978; amended May 1, 1983; amended May 1, 1986; amended May 1, 1987; amended July 1, 1990; amended July 31, 1998; amended P-_____.)

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